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Exhibit 12

Exhibit 12

BOPP, COLESON & BOSTROM
1 South Sixth Street
Terre Haute, Indiana 47807-3510
(812) 232-2434

James Bopp, Jr. (Ind. State Bar No. 2838-84)*
 Barry A. Bostrom (Ind. State Bar No. 11912-84)*
 Sarah E. Troupis (Wis. State Bar No. 1061515)*
 Scott F. Bieniek (Ill. State Bar No. 6295901)*
 BOPP, COLESON & BOSTROM
 1 South Sixth Street
 Terre Haute, Indiana 47807-3510
 Telephone: (812) 232-2434
 Facsimile: (812) 235-3685
 Counsel for All Plaintiffs

Timothy D. Chandler (Cal. State Bar No. 234325)**
 ALLIANCE DEFENSE FUND
 101 Parkshore Drive, Suite 100
 Folsom, California 95630
 Telephone: (916) 932-2850
 Facsimile: (916) 932-2851
 Counsel for All Plaintiffs

* *Pro Hac Vice Application Pending*
 ** *Designated Counsel for Service*

**United States District Court
 Eastern District of California**

ProtectMarriage.com, et al.,

Plaintiffs,

v.

Debra Bowen, et al.,

Defendants.

Case No. 2:09-CV-00058-MCE-DAD

**DECLARATION OF REDACTED
 IN SUPPORT OF PLAINTIFFS'
 MOTION FOR PRELIMINARY
 INJUNCTION**

Date: TBD
 Time: TBD
 Judge England

1 I, REDACTED, make the following declaration pursuant to 28 U.S.C. § 1746:

2 1. I am a resident of the state of California over 18 years of age, and my statements herein are
3 based on personal knowledge.

4 2. I supported the passage of Proposition 8.

5 3. In support of the passage of Proposition 8, I donated \$XX,XXX to ProtectMarriage.com – Yes
6 on 8.

7 4. I own REDACTED, a local REDACTED store REDACTED in the Counties of REDACTED,
8 REDACTED, and REDACTED. I have a total of REDACTED stores in this area.

9 5. My donation to ProtectMarriage.com – Yes on 8 was a personal one, but because one has to
10 list an employer, I had to list the name of my business since I am self-employed.

11 6. In support of the passage of Proposition 8, I placed a yard sign in the front yard of my home.

12 7. In support of the passage of Proposition 8, I also made phone calls on behalf of the
13 Proposition 8 campaign with a group of people from my church.

14 8. In October 2008, someone put flyers on all the cars in the parking lot of my REDACTED store.
15 These fliers referenced my support of Proposition 8 and my financial contribution.

16 9. I believe that, because I was required to provide the name of my business when I made my
17 personal donation to ProtectMarriage.com – Yes on 8, and because this information was made available
18 to the public, my stores have been targeted for various forms of harassment.

19 10. On the social networking website of Facebook, at least three “groups” have been formed
20 urging boycotts of REDACTED (Boycott REDACTED, Boycott REDACTED, and Boycott REDACTED –
21 Equality for All!!!). As of January 9, 2009, one of these groups had over 160 members.

22 11. Someone started REDACTED and for a portion of November 2008, paid for it to
23 be a sponsored link on Google. What this means is that, when one searches for my company on
24 websites that show Google’s sponsored links, REDACTED is the first website that appears
25 on the list of sponsored links.

26 12. The website REDACTED makes reference to my personal donation in support
27 of Proposition 8 and urges people to boycott my stores on the basis of my support
28

1 13. On Yelp.com, a website featuring reviews of local businesses and restaurants, several
2 negative reviews of my stores have been posted. None of the reviews have anything to do with my
3 business, but instead reference my donation to ProtectMarriage.com – Yes on 8.

4 14. Various other websites have published negative reviews of my stores based solely on my
5 donation to ProtectMarriage.com – Yes on 8.

6 15. Since the passage of Proposition 8, my [REDACTED] store has been picketed twice.

7 16. On November XX, 2008, there was a march in opposition to Proposition 8 in downtown
8 [REDACTED]. The [REDACTED] Police Department called and informed me that they had received information
9 that the protestors planned to march to my [REDACTED] store and picket there.

10 17. Several of the protestors who came to the [REDACTED] store on November XX, 2008 were fairly
11 aggressive. They stood in front of the entrance to the store and attempted to give flyers to my customers
12 stating that they should not shop at my stores because of my donation to Proposition 8. A true and
13 correct copy of the flyer distributed by the picketers is attached to this Declaration as Exhibit A.

14 18. Several people arrived and were fairly aggressive. They stood in front of the entrance to the
15 store and attempted to give flyers to my customers stating that they should not shop at my stores
16 because of my donation to Proposition 8.

17 19. The second time that my [REDACTED] store was picketed, several people assembled in front of
18 the entrance to the store and tried to get my customers to sign some sort of petition.

19 20. The manager of the store told the protestors they could not block the entrances and exits of
20 the store. The protestors refused to leave.

21 20. We called the [REDACTED] Police Department and asked them to ask the protestors to move to
22 the sidewalk, since they were standing in front of the entrances and we believed they were trespassing,
23 because the store is located on private property.

24 21. The [REDACTED] Police Department told me that the store is a public place and that the protestors
25 were not trespassing. The Police Department refused to ask the protestors to relocate to the sidewalk.

26 22. After the passage of Proposition 8, an individual came into my [REDACTED] store, filled a
27 shopping cart with groceries, and took it to the check-out line. Once the cashier had scanned in all of
28

1 the items in the shopping cart, the individual announced that he was not going to buy anything because I
2 supported Proposition 8, and left without paying for the items.

3 23. I have retained many but not all of the letters and hundreds of e-mails that my stores or I
4 received because of my support of Proposition 8.

5 24. My stores received numerous harassing phone calls that referenced my support of
6 Proposition 8.

7 25. Around 30-40 people have walked into my stores since the passage of Proposition 8 and
8 expressed their displeasure about my support of Proposition 8.

9 26. Because of my concerns about product tampering in light of my support of Proposition 8, I
10 have been forced to install an additional sixteen security cameras in my stores to protect the integrity
11 and safety of our products.

12 27. These experiences will hinder me from donating to a cause similar to Proposition 8 in the
13 future. I feel very strongly about the issue of same-sex marriage, but in the future I would support a
14 measure like Proposition 8 more discretely and would not donate like this again. I feel it is very unfair
15 that I could not make my donation a personal matter only and leave the name of my business out. As a
16 result of my personal donation, my stores and my employees have been subject to harassment, and I feel
17 this is not right.

18 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND
19 CORRECT.

20
21 Executed on REDACTED

REDACTED

REDACT

PROOF OF SERVICE

I, Timothy D. Chandler, am over the age of 18 years and not a party to the within action. My business address is 101 Parkshore Drive, Suite 100; Folsom, California 95630.

On January 15, 2009, I electronically filed the foregoing document described as Declaration of John Doe #1 in Support of Plaintiffs' Motion for Preliminary Injunction, with the Clerk of Court using the CM/ECF system which will send notification of such filing to:

Zackery Paul Morazzini
Zackery.Morazzini@doj.ca.gov

Attorney for Defendants Debra Bowen and Edmund C. Brown, Jr.

And, pursuant to Rule 5-135(f), on January 15, 2009, I served the foregoing document described as Declaration of John Doe #1 in Support of Plaintiffs' Motion for Preliminary Injunction by placing true and correct copies of the documents in sealed envelopes with postage thereon fully prepaid, in the United States mail at Folsom, California, addressed to the following non-CM/ECF participants:

Dean C. Logan
Office of the Registrar-Recorder
12400 Imperial Highway
Norwalk, California 90650

Department of Elections, City and County of San Francisco
c/o Office of the Mayor Gavin Newsom
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102

Jan Scully
Office of the District Attorney
901 G Street
Sacramento, California 95814

Eileen Teichert
Office of the City Attorney
New City Hall Building
915 I Street, 4th Floor
Sacramento, California 95814

Ross Johnson
California Fair Political Practices Commission
428 J. Street, Suite 620
Sacramento, California 95814

Decl. of John Doe #2 in Support of Plaintiffs' Motion for Preliminary Injunction

1 Timothy Hodson
2 California Fair Political Practices Commission
3 428 J. Street, Suite 620
4 Sacramento, California 95814

5 Eugene Huguenin, Jr.
6 California Fair Political Practices Commission
7 428 J. Street, Suite 620
8 Sacramento, California 95814

9 Robert Leidigh
10 California Fair Political Practices Commission
11 428 J. Street, Suite 620
12 Sacramento, California 95814

13 and

14 Ray Remy
15 California Fair Political Practices Commission
16 428 J. Street, Suite 620
17 Sacramento, California 95814

18 *Defendants*

19 I declare under penalty of perjury under the laws of the State of California that the above is true
20 and correct. Executed on January 15, 2009 at Folsom, California.

21 s/Timothy D. Chandler
22 Timothy D. Chandler (CA Bar No. 234325)
23 Attorney for Plaintiff
24
25
26
27
28

Exhibit A

ATTENTION [REDACTED]

CUSTOMERS!!!

Did you know that [REDACTED] is supporting Proposition 8, which would take away the right of gays and lesbians to marry in the state of California?

- According to the website

<http://www.ibabuzz.com/politics/category/same-sex-marriage/> which tracks donors to the propositions, [REDACTED] gave more than [REDACTED] in support of Prop 8!

Is this where you want YOUR money going???

Show [REDACTED] that you do not share their prejudice by reconsidering where you buy your groceries! Go to

<http://news.lavenderliberal.com/2008/09/06/california-mormon-conference-calls-bring-out-rash-of-overnight-prop-8-donors/> and make sure other businesses you patronize are not on the list of donors.

Other local health food options include:

[REDACTED]

[REDACTED]

[REDACTED]

And of course, [REDACTED]

James Bopp, Jr. (Ind. State Bar No. 2838-84)*
 Barry A. Bostrom (Ind. State Bar No. 11912-84)*
 Sarah E. Troupis (Wis. State Bar No. 1061515)*
 Scott F. Bieniek (Ill. State Bar No. 6295901)*
 BOPP, COLESON & BOSTROM
 1 South Sixth Street
 Terre Haute, Indiana 47807-3510
 Telephone: (812) 232-2434
 Facsimile: (812) 235-3685
 Counsel for All Plaintiffs

Timothy D. Chandler (Cal. State Bar No. 234325)**
 ALLIANCE DEFENSE FUND
 101 Parkshore Drive, Suite 100
 Folsom, California 95630
 Telephone: (916) 932-2850
 Facsimile: (916) 932-2851
 Counsel for All Plaintiffs

* *Pro Hac Vice Application Pending*

** *Designated Counsel for Service*

**United States District Court
 Eastern District of California**

ProtectMarriage.com, et al.,

Plaintiffs,

v.

Debra Bowen, et al.,

Defendants.

Case No. 2:09-CV-00058-MCE-DAD

**DECLARATION OF REDACTED
 REDACTED IN SUPPORT OF
 PLAINTIFFS' MOTION FOR
 PRELIMINARY INJUNCTION**

Date: TBD
 Time: TBD
 Judge England

Decl. of REDACTED in Support of Plaintiffs' Motion for Preliminary Injunction

1 I, REDACTED, make the following declaration pursuant to 28 U.S.C. § 1746:

2 1. I am a resident of the state of California over 18 years of age, and my statements herein are
3 based on personal knowledge.

4 2. I supported the passage of Proposition 8.

5 3. In support of the passage of Proposition 8, I made two donations totaling \$X,XXX to
6 ProtectMarriage.com – Yes on 8.

7 4. In support of the passage of Proposition 8, I also placed a “Yes on 8” bumper-sticker on my
8 car.

9 5. On Saturday, November XX, 2008, a flyer was distributed in the town of REDACTED, California,
10 where I reside. Under a large headline reading, “Bigot,” the flyer had a picture of me, as well as listing
11 my name, the fact that I am a REDACTED at REDACTED Catholic Church, and that I contributed \$X,XXX in
12 support of Proposition 8. A true and correct copy of this flyer is attached as Exhibit A.

13 6. To my knowledge, no one outside of my family was aware of my financial contribution to
14 ProtectMarriage.com – Yes on 8, so the only way that the person who made this flyer could have known
15 about it is through the state’s public disclosure of such donations.

16 7. Because of this incident, which I believe occurred because of my support of Proposition 8, I
17 would be less likely to donate to a similar cause in the future.

18 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND
19 CORRECT.

20 Executed on REDACTED

Signature Redacted

REDACTED

PROOF OF SERVICE

I, Timothy D. Chandler, am over the age of 18 years and not a party to the within action. My business address is 101 Parkshore Drive, Suite 100; Folsom, California 95630.

On January 15, 2009, I electronically filed the foregoing document described as Declaration of John Doe #2 in Support of Plaintiffs' Motion for Preliminary Injunction, with the Clerk of Court using the CM/ECF system which will send notification of such filing to:

Zackery Paul Morazzini
Zackery.Morazzini@doj.ca.gov

Attorney for Defendants Debra Bowen and Edmund C. Brown, Jr.

And, pursuant to Rule 5-135(f), on January 15, 2009, I served the foregoing document described as Declaration of John Doe #2 in Support of Plaintiffs' Motion for Preliminary Injunction by placing true and correct copies of the documents in sealed envelopes with postage thereon fully prepaid, in the United States mail at Folsom, California, addressed to the following non-CM/ECF participants:

Dean C. Logan
Office of the Registrar-Recorder
12400 Imperial Highway
Norwalk, California 90650

Department of Elections, City and County of San Francisco
c/o Office of the Mayor Gavin Newsom
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102

Jan Scully
Office of the District Attorney
901 G Street
Sacramento, California 95814

Eileen Teichert
Office of the City Attorney
New City Hall Building
915 I Street, 4th Floor
Sacramento, California 95814

Ross Johnson
California Fair Political Practices Commission
428 J. Street, Suite 620
Sacramento, California 95814

Decl. of John Doe #2 in Support of Plaintiffs' Motion for Preliminary Injunction

1 Timothy Hodson
2 California Fair Political Practices Commission
3 428 J. Street, Suite 620
4 Sacramento, California 95814

5 Eugene Huguenin, Jr.
6 California Fair Political Practices Commission
7 428 J. Street, Suite 620
8 Sacramento, California 95814

9 Robert Leidigh
10 California Fair Political Practices Commission
11 428 J. Street, Suite 620
12 Sacramento, California 95814

13 and

14 Ray Remy
15 California Fair Political Practices Commission
16 428 J. Street, Suite 620
17 Sacramento, California 95814

18 *Defendants*

19 I declare under penalty of perjury under the laws of the State of California that the above is true
20 and correct. Executed on January 15, 2009 at Folsom, California.

21 s/Timothy D. Chandler
22 Timothy D. Chandler (CA Bar No. 234325)
23 Attorney for Plaintiff
24
25
26
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Exhibit A

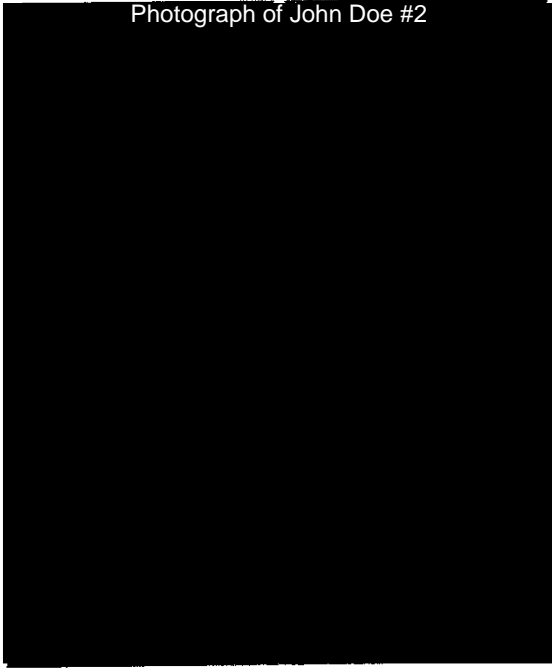
REDACTED

P. 1

Case 2:09-cv-00058-MCE-DAD Document 33-2 Filed 01/15/2009 Page 2 of 2

B I G O T

Photograph of John Doe #2



REDACTED

REDACTED

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REDACTED

Catholic Church

**SHAME ON YOU
FOR YOUR DONATION OF
\$X,XXX TO YES ON 8**

CHRIST WOULD NOT BE VERY PROUD OF YOU!

Case 2:09-cv-00058-MCE-DAD Document 34 Filed 01/15/2009 Page 1 of 4

John Doe #3

James Bopp, Jr. (Ind. State Bar No. 2838-84)*
 Barry A. Bostrom (Ind. State Bar No. 11912-84)*
 Sarah E. Troupis (Wis. State Bar No. 1061515)*
 Scott F. Bieniek (Ill. State Bar No. 6295901)*
 BOPP, COLESON & BOSTROM
 1 South Sixth Street
 Terre Haute, Indiana 47807-3510
 Telephone: (812) 232-2434
 Facsimile: (812) 235-3685
 Counsel for All Plaintiffs

Timothy D. Chandler (Cal. State Bar No. 234325)**
 ALLIANCE DEFENSE FUND
 101 Parkshore Drive, Suite 100
 Folsom, California 95630
 Telephone: (916) 932-2850
 Facsimile: (916) 932-2851
 Counsel for All Plaintiffs

* *Pro Hac Vice Application Pending*
 ** Designated Counsel for Service

United States District Court
 Eastern District of California

ProtectMarriage.com, *et al.*,

Plaintiffs,

v.

Debra Bowen, *et al.*,

Defendants.

Case No. 2:09-CV-00058-MCE-DAD

DECLARATION OF REDACTED
 IN SUPPORT OF PLAINTIFFS'
 MOTION FOR PRELIMINARY
 INJUNCTION

Date: TBD
 Time: TBD
 Judge England

Decl. of REDACTED in Support of Plaintiffs' Motion for Preliminary Injunction

1 I, **REDACTE**, make the following declaration pursuant to 28 U.S.C. § 1746:

2 1. I am a resident of the state of California over 18 years of age, and my statements herein are
3 based on personal knowledge.

4 2. I supported the passage of Proposition 8.

5 3. I am the pastor of **REDACT** Lutheran Church in **REDACT**, California.

6 4. Prior to the passage of Proposition 8, I stated to my congregation that the Bible supports
7 marriage between one man and one woman, and that the members of my congregation should vote
8 accordingly.

9 5. Prior to the passage of Proposition 8, an unknown person placed a "Yes on 8" yard sign on the
10 church property, which remained standing on the property until sometime on November **X**, 2008 or
11 November **X**, 2008.

12 6. Sometime between 10:00 p.m. on November **X**, 2008 and 8:00 a.m. on November **X**, 2008, the
13 "Yes on 8" yard sign that had been placed on the church property and a heavy object, such as a rock,
14 were used to break a large window of our church building. Pictures of the broken window and the "Yes
15 on 8" sign are attached as Exhibit A. These pictures are a true and accurate representation of the broken
16 window and "Yes on 8" sign as I discovered them on November **X**, 2008.

17 7. Our denominational newspaper of the Lutheran Church, Missouri Synod, published a story
18 about the incident, which is attached as Exhibit B. This account of the events is a true and accurate
19 representation of the events that occurred.

20 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND
21 CORRECT.

22 Executed on:

REDACTE

Signature Redacte
REDACTE

23
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Decl. of **REDACTE** in Support of Plaintiffs' Motion for Preliminary Injunction

Exhibit A

REDACTED

p. 1

Case 2:09-cv-00058-MCE-DAD

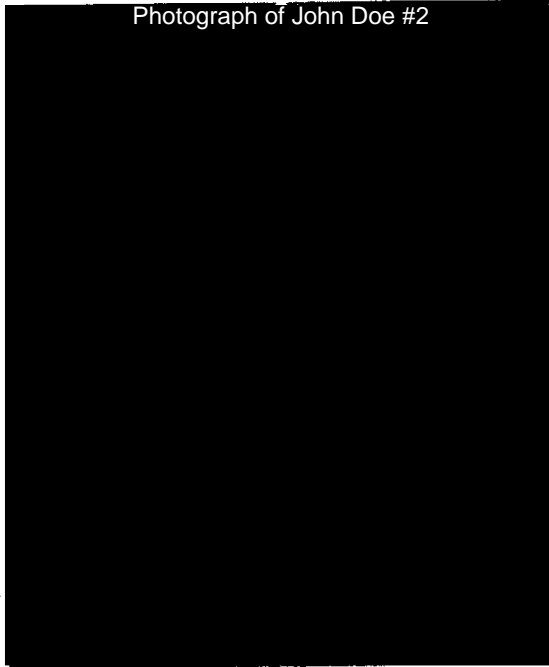
Document 34

Filed 01/15/2009

Page 4 of 4

B I G O T

Photograph of John Doe #2



REDACTED

REDACTED

@

REDACTED

Catholic Church

**SHAME ON YOU
FOR YOUR DONATION OF
\$X,XXX TO YES ON 8**

CHRIST WOULD NOT BE VERY PROUD OF YOU!

Exhibit A



Exhibit 12, Page 20



Exhibit 12, Page 21



Exhibit 12, Page 22

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Exhibit 12, Page 23

Exhibit B



Vandals hit LCMS church

While the marriage amendment passed in California with 52 percent approval, those opposing it made their views known even before the votes were counted.

A window was broken at REDACTED Lutheran Church, REDACTED, Calif., sometime between 10 p.m. on the eve of the election and 8 a.m. on REDACTED.



Michael Hayes

An office window at REDACTED Lutheran Church, REDACTED Calif., was broken by vandals who threw a "Yes on 8" sign and another object at the window either right before — or on — REDACTED

Rev. REDACTED, pastor at REDACTED, told *Reporter* that someone used a "Yes on 8" sign along with another object to break an office window. The sign had been on a street corner near the church.

"Ironically, these signs were all over the city of REDACTED and the perpetrator would not have known whether we put the sign on the corner or someone else," Hayes wrote in an e-mail.

REDACTED President REDACTED found it "disturbing" to see the public protests following the passage of Proposition 8. "Our electoral process allows the citizens to speak and then expects acceptance of the vote of the people," REDACTED said. "I am especially disturbed that one of the churches in the REDACTED was the victim of vandalism that may be related to the election."

The American Civil Liberties Union, Lambda Legal, and the National Center for Lesbian Rights have asked the California Supreme Court to invalidate Proposition 8. According to the Associated Press, gay-rights groups said they may ask California voters to overturn the ban on same-sex marriage if these legal challenges are unsuccessful.

Organized protests against the passage of the amendments were held in cities in many states over the Nov. 15-16 weekend, including Florida, where the amendment received 62 percent approval, and Arizona, where 55 percent of voters gave approval.

Posted Nov. XX, 2008

[Return to Top](#)

Printed from: REDACTED
Printed on: REDACTED

James Bopp, Jr. (Ind. State Bar No. 2838-84)*
 Barry A. Bostrom (Ind. State Bar No. 11912-84)*
 Sarah E. Troupis (Wis. State Bar No. 1061515)*
 Scott F. Bieniek (Ill. State Bar No. 6295901)*
 BOPP, COLESON & BOSTROM
 1 South Sixth Street
 Terre Haute, Indiana 47807-3510
 Telephone: (812) 232-2434
 Facsimile: (812) 235-3685
 Counsel for All Plaintiffs

Timothy D. Chandler (Cal. State Bar No. 234325)**
 ALLIANCE DEFENSE FUND
 101 Parkshore Drive, Suite 100
 Folsom, California 95630
 Telephone: (916) 932-2850
 Facsimile: (916) 932-2851
 Counsel for All Plaintiffs

* *Pro Hac Vice Application Pending*
 ** *Designated Counsel for Service*

**United States District Court
 Eastern District of California**

ProtectMarriage.com, et al.,

Plaintiffs,

v.

Debra Bowen, et al.,

Defendants.

Case No. 2:09-CV-00058-MCE-DAD

**DECLARATION OF REDACTED
 REDACTED IN SUPPORT OF
 PLAINTIFFS' MOTION FOR
 PRELIMINARY INJUNCTION**

Date: TBD
 Time: TBD
 Judge England

Decl. of REDACTED in Support of Plaintiffs' Motion for Preliminary Injunction

1 I, **REDACTED**, make the following declaration pursuant to 28 U.S.C. § 1746:

2 1. I am a resident of the state of California over 18 years of age, and my statements herein are
3 based on personal knowledge.

4 2. I supported the passage of Proposition 8.

5 3. In support of the passage of Proposition 8, I donated **\$XX,XXX** to National Organization for
6 Marriage California - Yes on 8.

7 4. I am unsure if this donation to National Organization for Marriage California – Yes on 8 was
8 made in my name, or in the name of my business, the Law Offices of **REDACTED**. However, as
9 I am the full shareholder of the Law Offices of **REDACTED**, this donation was made at my
10 direction, out of my personal funds, and can be attributed to me.

11 5. In support of the passage of Proposition 8, I served as **REDACTED** for
12 ProtectMarriage.com - Yes on 8, wrote articles supporting Proposition 8, and gave talks to local groups
13 in support of Proposition 8.

14 6. On August **XX**, 2008, I held a fundraiser at my home to raise money for the
15 ProtectMarriage.com - Yes on 8 campaign.

16 7. At this fundraiser, a group of protestors demonstrated at the entrance to my community. They
17 attempted to pass out fliers to the guests of the fundraiser as they passed through the gate to my
18 community, criticized support of Proposition 8 in general, and criticized me personally for my support
19 of Proposition 8. True and correct accounts of this demonstration are contained in the news articles
20 attached as Exhibit A.

21 8. On my law firm's website, **REDACTED**, we provide a form for potential
22 clients use to contact us.

23 9. From November 13-16, I received approximately 15-20 e-mails, containing threats and/or
24 harassment, sent through the form located my firm's website. For example, one e-mail states: "hello
25 propogators & litigators burn in hell." Another e-mail states: "Congratulations. for your support of
26 prop 8, you have won our tampon of the year award. Please contact us is you would like to pick up your
27 prize." True and correct copies of these e-mails and several others sent through the form on our website
28

Decl. of **REDACTED** in Support of Plaintiffs' Motion for Preliminary Injunction

1 are attached as Exhibit B. I did not retain copies of all of the harassing and threatening e-mails that I
2 received.

3 10. At least one e-mail I received via the form on my firm's website referenced the amount I
4 had donated in support of Proposition 8. The amount referenced in the e-mail also included a short-term
5 loan that I made to ProtectMarriage.com – Yes on 8, which was reported by the California Secretary of
6 State's office.

7 11. My name, business, and the amount I donated were posted on the website
8 www.californiansagainsthate.org.

9 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND
10 CORRECT.

11 Executed on:

REDACTED

SIGNATURE REDACTE

REDACTE

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Decl. of REDACTE in Support of Plaintiffs' Motion for Preliminary Injunction

PROOF OF SERVICE

I, Timothy D. Chandler, am over the age of 18 years and not a party to the within action. My business address is 101 Parkshore Drive, Suite 100; Folsom, California 95630.

On January 15, 2009, I electronically filed the foregoing document described as Declaration of John Doe #4 in Support of Plaintiffs' Motion for Preliminary Injunction, with the Clerk of Court using the CM/ECF system which will send notification of such filing to:

Zackery Paul Morazzini
Zackery.Morazzini@doj.ca.gov

Attorney for Defendants Debra Bowen and Edmund C. Brown, Jr.

And, pursuant to Rule 5-135(f), on January 15, 2009, I served the foregoing document described as Declaration of John Doe #4 in Support of Plaintiffs' Motion for Preliminary Injunction by placing true and correct copies of the documents in sealed envelopes with postage thereon fully prepaid, in the United States mail at Folsom, California, addressed to the following non-CM/ECF participants:

Dean C. Logan
Office of the Registrar-Recorder
12400 Imperial Highway
Norwalk, California 90650

Department of Elections, City and County of San Francisco
c/o Office of the Mayor Gavin Newsom
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102

Jan Scully
Office of the District Attorney
901 G Street
Sacramento, California 95814

Eileen Teichert
Office of the City Attorney
New City Hall Building
915 I Street, 4th Floor
Sacramento, California 95814

Ross Johnson
California Fair Political Practices Commission
428 J. Street, Suite 620
Sacramento, California 95814

Decl. of John Doe #4 in Support of Plaintiffs' Motion for Preliminary Injunction

1 Timothy Hodson
2 California Fair Political Practices Commission
3 428 J. Street, Suite 620
4 Sacramento, California 95814

5 Eugene Huguenin, Jr.
6 California Fair Political Practices Commission
7 428 J. Street, Suite 620
8 Sacramento, California 95814

9 Robert Leidigh
10 California Fair Political Practices Commission
11 428 J. Street, Suite 620
12 Sacramento, California 95814

13 and

14 Ray Remy
15 California Fair Political Practices Commission
16 428 J. Street, Suite 620
17 Sacramento, California 95814

18 *Defendants*

19 I declare under penalty of perjury under the laws of the State of California that the above is true
20 and correct. Executed on January 15, 2009 at Folsom, California.

21 s/Timothy D. Chandler
22 Timothy D. Chandler (CA Bar No. 234325)
23 Attorney for Plaintiff
24
25
26
27
28

Exhibit A

Please take note of our new website address... [REDACTED]

Anti-Gay Marriage Fundraiser in [REDACTED] Attracts Protesters

Reported by: San Diego [REDACTED]

Email: [REDACTED]

Last Update: 8/20 5:23 pm

Protesters gathered outside a [REDACTED] home Saturday afternoon where the Republican Party of [REDACTED] sponsored a fundraiser for supporters of a constitutional amendment to end gay marriage in California.

About 25 protesters held up signs at people driving into the event at the [REDACTED] development, said protest organizer Fred Karger from the group Californians Against Hate.

The event was held at the home of [REDACTED] [REDACTED] is an attorney who is active in Catholic and GOP circles, and a leader in the battle to save the [REDACTED] [REDACTED] is also the general counsel for the [REDACTED]

Among the speakers were [REDACTED]

Protesters tried to give attendees a fact sheet with quotes on civil rights from such Republicans as Ronald Reagan, Barry Goldwater, Gov. Arnold Schwarzenegger and San Diego Mayor Jerry Sanders, said protest organizer Fred Karger.

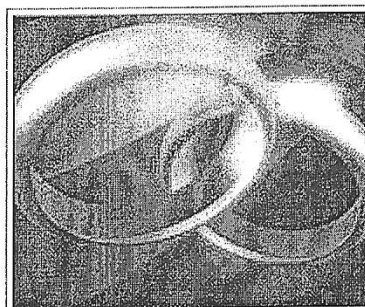
About half the attendees took the fact sheet and everyone was polite, he said.

"I gave one to [REDACTED] personally, who is the emcee," Karger said. "He kind of smiled."

Recently the state Supreme Court ruled an earlier ballot measure that outlawed same-sex marriage was unconstitutional, prompting the effort to change the constitution to make it illegal again.

The fundraiser also featured congressional candidates [REDACTED] and [REDACTED] and [REDACTED] City Council candidate [REDACTED]

"This is truly the fringe element of the Republican Party," said Californians Against Hate Founder Fred



**Do you support
Proposition 8 to amend
California's constitution
to remove the right to
same-sex marriage?**

☐ Yes

☐ No

☐ Not sure

[Vote Now](#)

Related Links

- ♦ [Protect Marriage site](#)
- ♦ [Californians Against Hate](#)

8/21/2008

Karger. "These people are out of step with the Republican Party."

"We hope to inform those attending about the rich history and philosophies of so many Republican leaders who fought for equality and against discrimination and hate," said Karger.



Fundraiser host [REDACTED]

An invitation to the "Yes on Prop. 8" fundraiser asked participants to "join us in the battle to save marriage."

Congressional candidate [REDACTED] stated his opposition to gay marriage when the California Supreme Court made it legal.

"The Court brazenly disregarded the will of the people and sent California down a road that will destroy traditional family values," said [REDACTED] May. "I am committed to working to make sure this decision is overturned and that these liberal judges understand the gravity of what they have done."

The Californians Against Hate group has also mounted a boycott of the [REDACTED] Grand Hyatt in downtown [REDACTED] and two other hotels owned by Proposition 8 financial backer [REDACTED]

[REDACTED]
8/21/2008

Published 08/21/2008

The flier included comments from [REDACTED] Republican Mayor Jerry Sanders, who famously came out in support of same-sex marriage during a tearful news conference last fall where he spoke about his l



C Community Marketing, Inc.

**LESBIAN SURVEY
& GAY SURVEY**

Quoted in the New York Times, USA Today, the LA Times,
the Wall Street Journal, the Chicago Tribune, and more

CLICK HERE to take the survey now.

Please, only one entry per person. Survey must be completed
by September 14, 2008.

Everyone who completes this survey by September
14th will be entered into a drawing for **one of five
iPod Shuffles or the Grand Prize of Two
Roundtrip Airline Tickets!** *some restrictions apply

One person wrote [REDACTED], "How do I hire an attorney to represent me against bigots who want to rip away my civil rights? Oh, never mind, you are one who is doing just that." The person also told [REDACTED] "people who tolerate hate and injustice become Nazis."

And Marriage for All to hold panel, parties

For the African American community, the subject of same-sex marriage can be difficult. Although recent polls show the majority of Californians' support marriage equality, African Americans tend to be less supportive of the idea in general.

Tonight (Thursday, August 21) from 6 to 8 p.m., the public education group And Marriage For All will kick off its campaign to reach out to African American communities throughout Northern California by hosting a panel discussion on the right to marry for same-sex couples.

The panel will include African American clergy, community leaders, elected officials, and legal advocates.

"If you believe the majority of media portraits, you'd think that same-sex marriage is primarily an issue for middle to upper-middle-class gay white folks" Andrea Shorter, And Marriage for All's campaign director, said in a statement. "The absence of diverse images and voices talking about this most fundamental right can make some people wrongly believe that the freedom to marry doesn't concern the African American community. Of course, that couldn't be further from the truth."

The panel will be held at First Congregational Church of Oakland at 2501 Harrison Street.

And Marriage for All will also host simultaneous "watch parties" on Thursday, August 28 in San Francisco and Sacramento to celebrate and view the Democratic National Convention. Senator Barack Obama officially will become the first black candidate to claim a major party's nomination for president. Obama is opposed to same-sex marriage.

The San Francisco party will be at Jillian's at Metreon, 101 Mission Street. The Sacramento event will be at Lounge on 20, 1050 20th Street, Suite 100. Doors for both parties open at 5:30 p.m.

For more information about these events, please contact Shorter at (415) 786-7779.

Exhibit B

REDACTED

From: pepprtn@swbell.net
Sent: Thursday, November 13, 2008 5:31 PM
To: REDACTED
Subject: REDACTED - Contact Us Web Site Message

Law Offices of REDACTED - Contact Us Web Site Message

Name:
w

Street Address:
DID NOT RESPOND

City:
DID NOT RESPOND

State:
DID NOT RESPOND

Zip:
DID NOT RESPOND

Phone:
DID NOT RESPOND

Fax:
DID NOT RESPOND

Email Address:
pepprtwn@swbell.net

Brief description of your legal issue:
hello propagators & litagators burn in hell

REDACTED

From: steve__johnson__1970@hotmail.com
Sent: Friday, November 14, 2008 12:46 AM
To: REDACTED
Subject: Law Offices of REDACTED - Contact Us Web Site Message

Law Offices of REDACTED - Contact Us Web Site Message

Name:
steve johnson

Street Address:
DID NOT RESPOND

City:
DID NOT RESPOND

State:
California

Zip:
DID NOT RESPOND

Phone:
DID NOT RESPOND

Fax:
DID NOT RESPOND

Email Address:
steve__johnson__1970@hotmail.com

How would you like to be contacted?
Email

Brief description of your legal issue:
congratulations. for your support of prop 8, you have won our tampon of the year award.
please contact us is you would like to pick up your prize.

REDACTED

From: jcharlesb@gmail.com
Sent: Friday, November 14, 2008 9:16 PM
To: REDACTED
Subject: Law Offices of REDACTED - Contact Us Web Site Message

Law Offices of REDACTED - Contact Us Web Site Message

Name:
Jim B.

Street Address:
DID NOT RESPOND

City:
DID NOT RESPOND

State:
DID NOT RESPOND

Zip:
DID NOT RESPOND

Phone:
DID NOT RESPOND

Fax:
DID NOT RESPOND

Email Address:
jcharlesb@gmail.com

How would you like to be contacted?
Email

Brief description of your legal issue:
How pathetic you and your firm are. It figures an ambulance chaser would be the General Counsel to such a misguided effort like prop 8. Attorneys have done more to ruin marriage than any gay person ever will.

REDACTED

From: humanrights39@yahoo.com
Sent: Thursday, November 13, 2008 9:15 PM
To: REDACTED
Subject: Law Offices of (REDACTED) - Contact Us Web Site Message

Law Offices of (REDACTED) - Contact Us Web Site Message

Name:
HUMAN RIGHTS

Street Address:
DID NOT RESPOND

City:
DID NOT RESPOND

State:
DID NOT RESPOND

Zip:
DID NOT RESPOND

Phone:
DID NOT RESPOND

Fax:
DID NOT RESPOND

Email Address:
humanrights39@yahoo.com

How would you like to be contacted?
Email

Brief description of your legal issue:
I AM BOYCOTTING YOUR ORGANIZATION AS A RESULT OF YOUR SUPPORT OF PROP 8

REDACTED

From: flexdc@aol.com
Sent: Friday, November 14, 2008 10:31 AM
To: ~~Common Sense~~ REDACTED
Subject: Law Offices of (REDACTED) - Contact Us Web Site Message

Law Offices of REDACTED - Contact Us Web Site Message

Name:
Andrew Chan

Street Address:
DID NOT RESPOND

City:
DID NOT RESPOND

State:
DID NOT RESPOND

Zip:
DID NOT RESPOND

Phone:
DID NOT RESPOND

Fax:
DID NOT RESPOND

Email Address:
flexdc@aol.com

How would you like to be contacted?
Email

Brief description of your legal issue:
Your contribution to Prop 8 had caused great harm to society and proves that your store and your owners are homophobic sick individuals who would suppress a significant portion of our society. I will tell all my friends not to use your business. I will not give you my hard earned money knowing that you think I don't deserve the same rights as you do. This is the consequence of your hatred. And, word of mouth is the most potent form of Marketing.

REDACTED

From: marc.birou@gmail.com
Sent: Thursday, November 13, 2008 9:46 PM
To: REDACTED
Subject: Law Offices of REDACTED - Contact Us Web Site Message

Law Offices of REDACTED - Contact Us Web Site Message

Name:
Marc Birou

Street Address:
DID NOT RESPOND

City:
DID NOT RESPOND

State:
DID NOT RESPOND

Zip:
DID NOT RESPOND

Phone:
DID NOT RESPOND

Fax:
DID NOT RESPOND

Email Address:
marc.birou@gmail.com

How would you like to be contacted?
Email

Brief description of your legal issue:
Shame on your company for their lack of respect and intolerance for your gay fellow human beings. Shame.Marc BirouSan Diego, CA

REDACTED

From: no.on.hate.8@gmail.com
Sent: Sunday, November 16, 2008 1:45 PM
To: REDACTED
Subject: Law Offices of C REDACTED - Contact Us Web Site Message

Law Offices of REDACTED - Contact Us Web Site Message

Name:
nathan

Street Address:
DID NOT RESPOND

City:
DID NOT RESPOND

State:
California

Zip:
DID NOT RESPOND

Phone:
DID NOT RESPOND

Fax:
DID NOT RESPOND

Email Address:
no.on.hate.8@gmail.com

How would you like to be contacted?
Email

Brief description of your legal issue:

\$XX,XXX ...SHAME ON YOU!!as a straight married man, i think you should be ashamed that you have anything to do with taking away a basic civil liberty of any human being

REDACTED

From: st@gmail.com
Sent: Friday, November 14, 2008 8:30 AM
To: REDACTED
Subject: Law Offices of REDACTED - Contact Us Web Site Message

Law Offices of REDACTED - Contact Us Web Site Message

Name:
Steve

Street Address:
DID NOT RESPOND

City:
DID NOT RESPOND

State:
DID NOT RESPOND

Zip:
DID NOT RESPOND

Phone:
619-542-4730

Fax:
DID NOT RESPOND

Email Address:
st@gmail.com

How would you like to be contacted?
Postal Mail

Brief description of your legal issue:
Not only are you scumbag personal injury lawyers you have hate all over your face. I hope your business drops off for voting yes on prop 6

James Bopp, Jr. (Ind. State Bar No. 2838-84)*
 Barry A. Bostrom (Ind. State Bar No. 11912-84)*
 Sarah E. Troupis (Wis. State Bar No. 1061515)*
 Scott F. Bieniek (Ill. State Bar No. 6295901)*
 BOPP, COLESON & BOSTROM
 1 South Sixth Street
 Terre Haute, Indiana 47807-3510
 Telephone: (812) 232-2434
 Facsimile: (812) 235-3685
 Counsel for All Plaintiffs

Timothy D. Chandler (Cal. State Bar No. 234325)**
 ALLIANCE DEFENSE FUND
 101 Parkshore Drive, Suite 100
 Folsom, California 95630
 Telephone: (916) 932-2850
 Facsimile: (916) 932-2851
 Counsel for All Plaintiffs

* *Pro Hac Vice Application Pending*
 ** *Designated Counsel for Service*

**United States District Court
 Eastern District of California**

ProtectMarriage.com, et al.,

Plaintiffs,

v.

Debra Bowen, et al.,

Defendants.

Case No. 2:09-CV-00058-MCE-DAD

**DECLARATION OF [REDACTED]
 [REDACTED] IN SUPPORT OF
 PLAINTIFFS' MOTION FOR
 PRELIMINARY INJUNCTION**

Date: TBD
 Time: TBD
 Judge England

1 I, **REDACTED**, make the following declaration pursuant to 28 U.S.C. § 1746:

2 1. I am a resident of the state of California over 18 years of age, and my statements herein are
3 based on personal knowledge.

4 2. I supported the passage of Proposition 8.

5 3. In support of the passage of Proposition 8, my company, **REDACTED** Communications,
6 donated \$**xxx** to ProtectMarriage.com – Yes on 8.

7 4. On November **xx**, 2008, I received an e-mail suggesting that my company's image would be
8 damaged as a result of supporting Proposition 8. A true and correct copy of the text of that e-mail is
9 attached as Exhibit A.

10 5. I feel threatened and uneasy knowing that my company and I could be targeted simply for
11 participating in the democratic process.

12 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND
13 CORRECT.

SIGNATURE REDACTED

14 Executed on **REDACTED**

REDACTED

PROOF OF SERVICE

I, Timothy D. Chandler, am over the age of 18 years and not a party to the within action. My business address is 101 Parkshore Drive, Suite 100; Folsom, California 95630.

On January 15, 2009, I electronically filed the foregoing document described as Declaration of John Doe #5 in Support of Plaintiffs' Motion for Preliminary Injunction, with the Clerk of Court using the CM/ECF system which will send notification of such filing to:

Zackery Paul Morazzini
Zackery.Morazzini@doj.ca.gov

Attorney for Defendants Debra Bowen and Edmund C. Brown, Jr.

And, pursuant to Rule 5-135(f), on January 15, 2009, I served the foregoing document described as Declaration of John Doe #5 in Support of Plaintiffs' Motion for Preliminary Injunction by placing true and correct copies of the documents in sealed envelopes with postage thereon fully prepaid, in the United States mail at Folsom, California, addressed to the following non-CM/ECF participants:

Dean C. Logan
Office of the Registrar-Recorder
12400 Imperial Highway
Norwalk, California 90650

Department of Elections, City and County of San Francisco
c/o Office of the Mayor Gavin Newsom
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102

Jan Scully
Office of the District Attorney
901 G Street
Sacramento, California 95814

Eileen Teichert
Office of the City Attorney
New City Hall Building
915 I Street, 4th Floor
Sacramento, California 95814

Ross Johnson
California Fair Political Practices Commission
428 J. Street, Suite 620
Sacramento, California 95814

Decl. of John Doe #5 in Support of Plaintiffs' Motion for Preliminary Injunction

1 Timothy Hodson
2 California Fair Political Practices Commission
3 428 J. Street, Suite 620
4 Sacramento, California 95814

5 Eugene Huguenin, Jr.
6 California Fair Political Practices Commission
7 428 J. Street, Suite 620
8 Sacramento, California 95814

9 Robert Leidigh
10 California Fair Political Practices Commission
11 428 J. Street, Suite 620
12 Sacramento, California 95814

13 and

14 Ray Remy
15 California Fair Political Practices Commission
16 428 J. Street, Suite 620
17 Sacramento, California 95814

18 *Defendants*

19 I declare under penalty of perjury under the laws of the State of California that the above is true
20 and correct. Executed on January 15, 2009 at Folsom, California.

21 s/Timothy D. Chandler
22 Timothy D. Chandler (CA Bar No. 234325)
23 Attorney for Plaintiff
24
25
26
27
28

Exhibit A

REDACTED

Case 2:09-cv-00058-MCE-DAD Document 36-2 Filed 01/15/2009 Page 2 of 2

----- Original Message -----

From: chili.basalmic@yahoo.com

To: REDACTED

Sent: Saturday, November 15, 2008 9:11 PM

Subject: Disastrous PR Move? Re: REDACTED Donation to Yes on Prop 8.

It will be interesting to see if your firms' decision to support the 'Yes on Proposition 8' campaign will prove true the axiom - any PR is good PR.

I doubt it.

James Bopp, Jr. (Ind. State Bar No. 2838-84)*
 Barry A. Bostrom (Ind. State Bar No. 11912-84)*
 Sarah E. Troupis (Wis. State Bar No. 1061515)*
 Scott F. Bieniek (Ill. State Bar No. 6295901)*
 BOPP, COLESON & BOSTROM
 1 South Sixth Street
 Terre Haute, Indiana 47807-3510
 Telephone: (812) 232-2434
 Facsimile: (812) 235-3685
 Counsel for All Plaintiffs

Timothy D. Chandler (Cal. State Bar No. 234325)**
 ALLIANCE DEFENSE FUND
 101 Parkshore Drive, Suite 100
 Folsom, California 95630
 Telephone: (916) 932-2850
 Facsimile: (916) 932-2851
 Counsel for All Plaintiffs

* *Pro Hac Vice Application Pending*
 ** *Designated Counsel for Service*

**United States District Court
 Eastern District of California**

ProtectMarriage.com, et al.,

Plaintiffs,

v.

Debra Bowen, et al.,

Defendants.

Case No. 2:09-CV-00058-MCE-DAD

**DECLARATION OF REDACTED
 IN SUPPORT OF PLAINTIFFS'
 MOTION FOR PRELIMINARY
 INJUNCTION**

Date: TBD
 Time: TBD
 Judge England

Decl. of REDACTED in Support of Plaintiffs' Motion for Preliminary Injunction

1 I, **REDACTED**, make the following declaration pursuant to 28 U.S.C. § 1746:

2 1. I am a resident of the state of California over 18 years of age, and my statements herein are
3 based on personal knowledge.

4 2. I supported the passage of Proposition 8.

5 3. In support of the passage of Proposition 8, I donated **\$XX,XXX** to ProtectMarriage.com – Yes
6 on 8.

7 4. I did not engage in any other public support of Proposition 8, such as putting up a yard-side or
8 placing a bumper sticker on my vehicle. The only way I could be publicly identified as supporting
9 Proposition 8 was through the public disclosure of my personal information as a result of my donations
10 to ProtectMarriage.com – Yes on 8.

11 5. My name and the amount that I donated to ProtectMarriage.com – Yes on 8 were listed on the
12 website www.californiansagainsthate.com.

13 6. On or about November 28, 2008, I received a postcard that insulted me personally for
14 supporting Proposition 8. A true and correct copy is attached as Exhibit A.

15 7. I am outraged that my private financial support of ProtectMarriage.com and Proposition 8 has
16 subjected me to such a personal attack.

17 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND
18 CORRECT.

19
20 Executed on: **REDACTED**

SIGNATURE REDACTED

REDACTED

21
22
23
24
25
26
27
28

Decl. of **REDACTED** in Support of Plaintiffs' Motion for Preliminary Injunction

PROOF OF SERVICE

I, Timothy D. Chandler, am over the age of 18 years and not a party to the within action. My business address is 101 Parkshore Drive, Suite 100; Folsom, California 95630.

On January 15, 2009, I electronically filed the foregoing document described as Declaration of John Doe #6 in Support of Plaintiffs' Motion for Preliminary Injunction, with the Clerk of Court using the CM/ECF system which will send notification of such filing to:

Zackery Paul Morazzini
Zackery.Morazzini@doj.ca.gov

Attorney for Defendants Debra Bowen and Edmund C. Brown, Jr.

And, pursuant to Rule 5-135(f), on January 15, 2009, I served the foregoing document described as Declaration of John Doe #6 in Support of Plaintiffs' Motion for Preliminary Injunction by placing true and correct copies of the documents in sealed envelopes with postage thereon fully prepaid, in the United States mail at Folsom, California, addressed to the following non-CM/ECF participants:

Dean C. Logan
Office of the Registrar-Recorder
12400 Imperial Highway
Norwalk, California 90650

Department of Elections, City and County of San Francisco
c/o Office of the Mayor Gavin Newsom
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102

Jan Scully
Office of the District Attorney
901 G Street
Sacramento, California 95814

Eileen Teichert
Office of the City Attorney
New City Hall Building
915 I Street, 4th Floor
Sacramento, California 95814

Ross Johnson
California Fair Political Practices Commission
428 J. Street, Suite 620
Sacramento, California 95814

Decl. of John Doe #6 in Support of Plaintiffs' Motion for Preliminary Injunction

Case 2:09-cv-00058-MCE-DAD Document 37 Filed 01/15/2009 Page 4 of 4

1 Timothy Hodson
2 California Fair Political Practices Commission
3 428 J. Street, Suite 620
4 Sacramento, California 95814

5 Eugene Huguenin, Jr.
6 California Fair Political Practices Commission
7 428 J. Street, Suite 620
8 Sacramento, California 95814

9 Robert Leidigh
10 California Fair Political Practices Commission
11 428 J. Street, Suite 620
12 Sacramento, California 95814

13 and

14 Ray Remy
15 California Fair Political Practices Commission
16 428 J. Street, Suite 620
17 Sacramento, California 95814

18 *Defendants*

19 I declare under penalty of perjury under the laws of the State of California that the above is true
20 and correct. Executed on January 15, 2009 at Folsom, California.

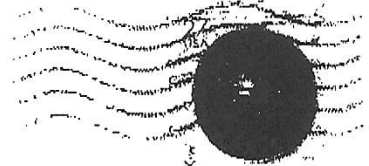
21 s/Timothy D. Chandler
22 Timothy D. Chandler (CA Bar No. 234325)
23 Attorney for Plaintiff
24
25
26
27
28

Exhibit A

I'm a bank executive and my partner is an IT manager. We are gay, and we both served in the military during the Vietnam War. We got married recently, after being together for 30 years, but that's in limbo now thanks to the Great Religious War of 2008 in which the sanctity of marriage was preserved. What is important, in addition to marriage being saved, is that folks like us are relegated to permanent second class citizenship, so that we don't have the same hospital visitation rights as you, or the ability to file a joint tax return, or the pleasure and security that comes with knowing your committed relationship is recognized by the state. We deserve to be adrift without rights for the rest of our lives. Meanwhile, we will continue to pay our taxes to support your school systems for your children.

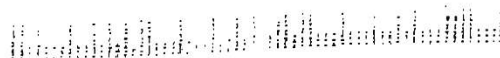
We just hope you are proud of your participation in this Great Crusade. Just think of how you have contributed to the economy with the money you donated! It doesn't matter that there are thousands of worthwhile charities that could have used those funds to feed starving people, clothe the homeless, and find cures for cancer and other life-threatening diseases. You must be so proud!

ALAMO, CA 94507
 28 NOV 2008 11:21



ALAMO, CA 94507

07



James Bopp, Jr. (Ind. State Bar No. 2838-84)*
 Barry A. Bostrom (Ind. State Bar No. 11912-84)*
 Sarah E. Troupis (Wis. State Bar No. 1061515)*
 Scott F. Bieniek (Ill. State Bar No. 6295901)*
 BOPP, COLESON & BOSTROM
 1 South Sixth Street
 Terre Haute, Indiana 47807-3510
 Telephone: (812) 232-2434
 Facsimile: (812) 235-3685
 Counsel for All Plaintiffs

Timothy D. Chandler (Cal. State Bar No. 234325)**
 ALLIANCE DEFENSE FUND
 101 Parkshore Drive, Suite 100
 Folsom, California 95630
 Telephone: (916) 932-2850
 Facsimile: (916) 932-2851
 Counsel for All Plaintiffs

* *Pro Hac Vice Application Pending*

** *Designated Counsel for Service*

**United States District Court
 Eastern District of California**

ProtectMarriage.com, et al.,

Plaintiffs,

v.

Debra Bowen, et al.,

Defendants.

Case No. 2:09-CV-00058-MCE-DAD

**DECLARATION OF REDACTED
 IN SUPPORT OF
 PLAINTIFFS' MOTION FOR
 PRELIMINARY INJUNCTION**

Date: TBD
 Time: TBD
 Judge England

Decl. of REDACTED in Support of Plaintiffs' Motion for Preliminary Injunction

1 I, **REDACTED**, make the following declaration pursuant to 28 U.S.C. § 1746:

2 1. I am a resident of the state of California over 18 years of age, and my statements herein are
3 based on personal knowledge.

4 2. I supported the passage of Proposition 8.

5 3. I am the senior pastor of Calvary **REDACTED**.

6 4. In support of the passage of Proposition 8, I donated **\$XXX** to ProtectMarriage.com – Yes on 8.

7 5. In support of the passage of Proposition 8, my family displayed bumper stickers on our cars
8 and put yard signs in our front yard.

9 6. During the petition phase of the campaign in support of Proposition 8, Calvary **REDACTED**

10 **REDACTED** served as a distribution center for petitions.

11 7. Calvary **REDACTED** also distributed yard signs and bumper stickers to church members
12 and members of the community where the church is located.

13 8. Members of Calvary **REDACTED** also telephoned around 275 people on behalf of
14 ProtectMarriage.com – Yes on 8.

15 9. Shortly after the petition drive ended, a woman called the church's number and asked if we
16 were a distribution center. I took this phone call.

17 10. After I told the woman that we had already completed collecting the petitions, she asked me
18 if I was going to sign the petition against divorce. I replied that I did not know what the woman was
19 talking about. The woman then told me that if I was against gay marriage, I should be equally against
20 divorce.

21 11. After I realized that this was an opposition call, I told the woman that I was not sure that I
22 understood her, thanked her for calling, and hung up the telephone.

23 12. One of our family cars had two bumper stickers supporting Proposition 8 on it.

24 13. While this car was parked in the parking garage at my wife's place of employment, the
25 bumper stickers were ripped off of this car on two occasions.

26 14. The first time the bumper stickers were ripped off of the car car, someone placed an anti-
27 Proposition 8 note on the windshield. A true and correct copy of the note is attached as Exhibit A.

28

Decl. of **REDACTED** in Support of Plaintiffs' Motion for Preliminary Injunction

1 15. After the bumper stickers were ripped off of the car a second time, a third set of bumper
2 stickers was placed inside the windows with tape, so that they could not be ripped off again.

3 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND
4 CORRECT.

5
6 Executed on: REDACTED

SIGNATURE REDACTE

REDACTE

PROOF OF SERVICE

I, Timothy D. Chandler, am over the age of 18 years and not a party to the within action. My business address is 101 Parkshore Drive, Suite 100; Folsom, California 95630.

On January 15, 2009, I electronically filed the foregoing document described as Declaration of John Doe #7 in Support of Plaintiffs' Motion for Preliminary Injunction, with the Clerk of Court using the CM/ECF system which will send notification of such filing to:

Zackery Paul Morazzini
Zackery.Morazzini@doj.ca.gov

Attorney for Defendants Debra Bowen and Edmund C. Brown, Jr.

And, pursuant to Rule 5-135(f), on January 15, 2009, I served the foregoing document described as Declaration of John Doe #7 in Support of Plaintiffs' Motion for Preliminary Injunction by placing true and correct copies of the documents in sealed envelopes with postage thereon fully prepaid, in the United States mail at Folsom, California, addressed to the following non-CM/ECF participants:

Dean C. Logan
Office of the Registrar-Recorder
12400 Imperial Highway
Norwalk, California 90650

Department of Elections, City and County of San Francisco
c/o Office of the Mayor Gavin Newsom
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102

Jan Scully
Office of the District Attorney
901 G Street
Sacramento, California 95814

Eileen Teichert
Office of the City Attorney
New City Hall Building
915 I Street, 4th Floor
Sacramento, California 95814

Ross Johnson
California Fair Political Practices Commission
428 J. Street, Suite 620
Sacramento, California 95814

Decl. of John Doe #7 in Support of Plaintiffs' Motion for Preliminary Injunction

1 Timothy Hodson
2 California Fair Political Practices Commission
3 428 J. Street, Suite 620
4 Sacramento, California 95814

5 Eugene Huguenin, Jr.
6 California Fair Political Practices Commission
7 428 J. Street, Suite 620
8 Sacramento, California 95814

9 Robert Leidigh
10 California Fair Political Practices Commission
11 428 J. Street, Suite 620
12 Sacramento, California 95814

13 and

14 Ray Remy
15 California Fair Political Practices Commission
16 428 J. Street, Suite 620
17 Sacramento, California 95814

18 *Defendants*

19 I declare under penalty of perjury under the laws of the State of California that the above is true
20 and correct. Executed on January 15, 2009 at Folsom, California.

21 s/Timothy D. Chandler
22 Timothy D. Chandler (CA Bar No. 234325)
23 Attorney for Plaintiff
24
25
26
27
28

Exhibit A

Why would you want to deprive others of fundamental human rights?
What if a close friend, family member or co-worker was gay and wanted
to get married? Wouldn't you want to support the love they have for
their partner and want them to have the same rights as you and others?
Please re-think your position. There are so many more important issues
in this world that need our attention rather than gay marriage. We need
to learn tolerance, acceptance and love of each other.

PLEASE VOTE NO ON PROP. 8

James Bopp, Jr. (Ind. State Bar No. 2838-84)*
 Barry A. Bostrom (Ind. State Bar No. 11912-84)*
 Sarah E. Troupis (Wis. State Bar No. 1061515)*
 Scott F. Bieniek (Ill. State Bar No. 6295901)*
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 Telephone: (812) 232-2434
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 Counsel for All Plaintiffs

Timothy D. Chandler (Cal. State Bar No. 234325)
 ALLIANCE DEFENSE FUND
 101 Parkshore Drive, Suite 100
 Folsom, California 95630
 Telephone: (916) 932-2850
 Facsimile: (916) 932-2851
 Counsel for All Plaintiffs

* *Pro Hac Vice Application Pending*
 ** *Designated Counsel for Service*

**United States District Court
 Eastern District of California**

ProtectMarriage.com, et al.,

Plaintiffs,

v.

Debra Bowen, et al.,

Defendants.

Case No. 2:09-CV-00058-MCE-DAD

**DECLARATION OF REDACTED
 IN SUPPORT OF PLAINTIFFS'
 MOTION FOR PRELIMINARY
 INJUNCTION**

Date: TBD
 Time: TBD
 Judge England

Decl. of REDACTED in Support of Plaintiffs' Motion for Preliminary Injunction

1 I, **REDACTED**, make the following declaration pursuant to 28 U.S.C. § 1746:

2 1. I am a resident of the state of California over 18 years of age, and my statements herein are
3 based on personal knowledge.

4 2. I supported the passage of Proposition 8.

5 3. In support of the passage of Proposition 8, I donated \$**XXXX** to ProtectMarriage.com.

6 4. In support of the passage of Proposition 8, I also displayed a bumper sticker on my car and
7 placed a yard sign in my front yard.

8 5. My yard sign was stolen and destroyed twice.

9 6. In support of the passage of Proposition 8, I also attended numerous rallies, three press
10 conferences, and spoke at a number of churches in the Los Angeles, Orange County, and San Diego
11 areas.

12 7. I also participated on panel discussions at **REDACTED**, **REDACTED** and **REDACTED**
13 **REDACTED** High School involving the issue of same-sex marriage, as both a supporter of Proposition 8 and
14 as a **REDACTED**.

15 8. I attended an election night gathering at a hotel in **REDACTED** with other supporters of Proposition
16 8. At this election night gathering, I photographed. A photograph of me at this event appeared in the
17 **REDACTED**, and may have appeared in other
18 publications on November **X**, 2008. A true and correct copy of the photograph that appeared in these
19 papers is attached as Exhibit A.

20 9. On November **X**, 2008, the day that my photograph appeared in various newspapers, I began
21 to receive harassing letters, e-mails, and at least one phone call at my workplace, because of my support
22 of Proposition 8. I have since deleted most of these hateful e-mails but a true and correct copy of an e-
23 mail that I did save is attached as Exhibit B.

24 10. The e-mails were very upsetting to me. Because of this, my boss began to preview my e-
25 mails before letting me view them.

26 11. I also received many harassing messages on my MySpace and Facebook accounts because of
27 my support of Proposition 8.
28

1 12. As a result of these incidents, I have had to ensure my personal contact information is no
2 longer available to the public in any manner. Thus, my personal contact information is not even
3 available on the church bulletin of the church where I am employed.

4 13. Further, I sought and received a document from the ^{REDACT} Police Department stating that my
5 home is on private property, so that if anyone tries to picket my home, they will be considered
6 trespassers and can be removed.

7 14. I believe that supporting Proposition 8 was the right thing to do, but I will be hesitant about
8 supporting similar causes in the future due to my recent experiences.

9 15. Additionally, I am less likely to donate to a cause similar to Proposition 8 in the future
10 because of my recent experiences.

11 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND
12 CORRECT.

13
14 Executed on: **REDACTED**

SIGNATURE REDACTE

REDACT

PROOF OF SERVICE

I, Timothy D. Chandler, am over the age of 18 years and not a party to the within action. My business address is 101 Parkshore Drive, Suite 100; Folsom, California 95630.

On January 15, 2009, I electronically filed the foregoing document described as Declaration of John Doe #8 in Support of Plaintiffs' Motion for Preliminary Injunction, with the Clerk of Court using the CM/ECF system which will send notification of such filing to:

Zackery Paul Morazzini
Zackery.Morazzini@doj.ca.gov

Attorney for Defendants Debra Bowen and Edmund C. Brown, Jr.

And, pursuant to Rule 5-135(f), on January 15, 2009, I served the foregoing document described as Declaration of John Doe #8 in Support of Plaintiffs' Motion for Preliminary Injunction by placing true and correct copies of the documents in sealed envelopes with postage thereon fully prepaid, in the United States mail at Folsom, California, addressed to the following non-CM/ECF participants:

Dean C. Logan
Office of the Registrar-Recorder
12400 Imperial Highway
Norwalk, California 90650

Department of Elections, City and County of San Francisco
c/o Office of the Mayor Gavin Newsom
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102

Jan Scully
Office of the District Attorney
901 G Street
Sacramento, California 95814

Eileen Teichert
Office of the City Attorney
New City Hall Building
915 I Street, 4th Floor
Sacramento, California 95814

Ross Johnson
California Fair Political Practices Commission
428 J. Street, Suite 620
Sacramento, California 95814

Decl. of John Doe #8 in Support of Plaintiffs' Motion for Preliminary Injunction

1 Timothy Hodson
2 California Fair Political Practices Commission
3 428 J. Street, Suite 620
4 Sacramento, California 95814

5 Eugene Huguenin, Jr.
6 California Fair Political Practices Commission
7 428 J. Street, Suite 620
8 Sacramento, California 95814

9 Robert Leidigh
10 California Fair Political Practices Commission
11 428 J. Street, Suite 620
12 Sacramento, California 95814

13 and

14 Ray Remy
15 California Fair Political Practices Commission
16 428 J. Street, Suite 620
17 Sacramento, California 95814

18 *Defendants*

19 I declare under penalty of perjury under the laws of the State of California that the above is true
20 and correct. Executed on January 15, 2009 at Folsom, California.

21 s/Timothy D. Chandler
22 Timothy D. Chandler (CA Bar No. 234325)
23 Attorney for Plaintiff
24
25
26
27
28

Exhibit A

Photograph Redacted



Exhibit B

From: Stacie Pook [mailto:chocandcheese@live.co.uk]

Sent: Friday, November 07, 2008 1:33 PM

To: REDACTED;

Subject: Dear Bigots

Jesus doesn't love you!
He will punish you in hell
for voting to deny a
minority the same equal
rights the rest of us
have. You're as bad as
the racist white people
who used to enjoy
banning black people the
same rights as them.
The rest of the world is
disgusted by your

actions.

Best start rethinking your
position NOW!

James Bopp, Jr. (Ind. State Bar No. 2838-84)*
 Barry A. Bostrom (Ind. State Bar No. 11912-84)*
 Sarah E. Troupis (Wis. State Bar No. 1061515)*
 Scott F. Bieniek (Ill. State Bar No. 6295901)*
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Timothy D. Chandler (Cal. State Bar No. 234325)
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 101 Parkshore Drive, Suite 100
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 Telephone: (916) 932-2850
 Facsimile: (916) 932-2851

Counsel for All Plaintiffs

**United States District Court
 Eastern District of California**

ProtectMarriage.com, et al.,

Plaintiffs,

v.

Debra Bowen, et al.,

Defendants.

Case No. 2:09-CV-00058-MCE-DAD

**DECLARATION OF REDACTED
 IN SUPPORT OF
 PLAINTIFFS' MOTION FOR
 PRELIMINARY INJUNCTION**

Date: TBD
 Time: TBD
 Judge England

Decl. of REDACTED in Support of Plaintiffs' Motion for Preliminary Injunction

1 I, **REDACTED**, make the following declaration pursuant to 28 U.S.C. § 1746:

2 1. I am a resident of the state of California over 18 years of age, and my statements herein are
3 based on personal knowledge.

4 2. I supported the passage of Proposition 8.

5 3. On November **X**, 2008, I attended an election night gathering at a hotel in **REDACTED**, California
6 for supporters of Proposition 8.

7 4. On November **X**, 2008, a photograph of me at this election night gathering appeared in the **REDACTED**
8 **REDACTED**, and may have appeared in other
9 publications. A true and correct copy of the photograph that appeared in these papers is attached as
10 Exhibit A.

11 5. After the publication of this picture, I began to receive harassing messages on my MySpace
12 and Facebook accounts. Many of these messages contained profanity, and one threatened me with
13 assault.

14 6. When I arrived home on the evening of November **X**, 2008, there was a harassing message on
15 my answering machine. The message was from a man, who stated in a mocking tone that the people in
16 the picture with me were "Nazis" and against human rights. He also said, "I certainly hope that
17 someday somebody takes away something from you and then you'll realize what a fucking bitch you
18 are."

19 7. On November **X**, 2008, I received several harassing e-mails and phone calls at work because
20 of my support of Proposition 8. Some of these messages stated that the authors or callers knew where I
21 worked and the authors or callers were going to attempt to have me fired from my job. One caller knew
22 my actual job position as it was listed online. Like the message I received on my home answering
23 machine, the tone of these messages was mocking.

24 8. Because of the photograph of me at the election night gathering, other departments and
25 employees at my workplace received a harassing e-mail that stated that I "come from a long line of
26 bigots and racists."

1 9. On November X, 2008, because I was concerned for my safety after receiving the e-mails and
2 phone calls stating that the authors and callers knew where I worked, I filed a police report with the
3 REDACTED Police Department detailing the incidents that are documented here.

4 10. On November X, 2008, I also began working with the security department at my workplace
5 to ensure my safety while at work.

6 11. As a result of this harassment, I have had to change my home phone number.

7 12. Because of these experiences, I would not donate to or publicly support a similar cause in the
8 future without thinking carefully about the possible consequences of my donation and/or support.

9 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND
10 CORRECT.

11 Executed on: REDACTED

SIGNATURE REDACTED

REDACTED

PROOF OF SERVICE

I, Timothy D. Chandler, am over the age of 18 years and not a party to the within action. My business address is 101 Parkshore Drive, Suite 100; Folsom, California 95630.

On January 15, 2009, I electronically filed the foregoing document described as Declaration of John Doe #9 in Support of Plaintiffs' Motion for Preliminary Injunction, with the Clerk of Court using the CM/ECF system which will send notification of such filing to:

Zackery Paul Morazzini
Zackery.Morazzini@doj.ca.gov

Attorney for Defendants Debra Bowen and Edmund C. Brown, Jr.

And, pursuant to Rule 5-135(f), on January 15, 2009, I served the foregoing document described as Declaration of John Doe #9 in Support of Plaintiffs' Motion for Preliminary Injunction by placing true and correct copies of the documents in sealed envelopes with postage thereon fully prepaid, in the United States mail at Folsom, California, addressed to the following non-CM/ECF participants:

Dean C. Logan
Office of the Registrar-Recorder
12400 Imperial Highway
Norwalk, California 90650

Department of Elections, City and County of San Francisco
c/o Office of the Mayor Gavin Newsom
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102

Jan Scully
Office of the District Attorney
901 G Street
Sacramento, California 95814

Eileen Teichert
Office of the City Attorney
New City Hall Building
915 I Street, 4th Floor
Sacramento, California 95814

Ross Johnson
California Fair Political Practices Commission
428 J. Street, Suite 620
Sacramento, California 95814

Decl. of John Doe #9 in Support of Plaintiffs' Motion for Preliminary Injunction

1 Timothy Hodson
2 California Fair Political Practices Commission
3 428 J. Street, Suite 620
4 Sacramento, California 95814

5 Eugene Huguenin, Jr.
6 California Fair Political Practices Commission
7 428 J. Street, Suite 620
8 Sacramento, California 95814

9 Robert Leidigh
10 California Fair Political Practices Commission
11 428 J. Street, Suite 620
12 Sacramento, California 95814

13 and

14 Ray Remy
15 California Fair Political Practices Commission
16 428 J. Street, Suite 620
17 Sacramento, California 95814

18 *Defendants*

19 I declare under penalty of perjury under the laws of the State of California that the above is true
20 and correct. Executed on January 15, 2009 at Folsom, California.

21 s/Timothy D. Chandler
22 Timothy D. Chandler (CA Bar No. 234325)
23 Attorney for Plaintiff
24
25
26
27
28

Exhibit A

PHOTOGRAPH REDACTED



James Bopp, Jr. (Ind. State Bar No. 2838-84)*
 Barry A. Bostrom (Ind. State Bar No. 11912-84)*
 Sarah E. Troupis (Wis. State Bar No. 1061515)*
 Scott F. Bieniek (Ill. State Bar No. 6295901)*
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 Counsel for All Plaintiffs

Timothy D. Chandler (Cal. State Bar No. 234325)**
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 Telephone: (916) 932-2850
 Facsimile: (916) 932-2851
 Counsel for All Plaintiffs

* *Pro Hac Vice Application Pending*

** Designated Counsel for Service

**United States District Court
 Eastern District of California**

ProtectMarriage.com, et al.,

Plaintiffs,

v.

Debra Bowen, et al.,

Defendants.

Case No. 2:09-CV-00058-MCE-DAD

**DECLARATION OF REDACTED
 IN SUPPORT OF PLAINTIFFS'
 MOTION FOR PRELIMINARY
 INJUNCTION**

Date: TBD
 Time: TBD
 Judge England

Decl. of REDACTED in Support of Plaintiffs' Motion for Preliminary Injunction

1 I, **REDACTE**, make the following declaration pursuant to 28 U.S.C. § 1746:

2 1. I am a resident of the state of California over 18 years of age, and my statements herein are
3 based on personal knowledge.

4 2. I supported the passage of Proposition 8.

5 3. I am the pastor of **REDACT** Lutheran Church in **REDACT**, California.

6 4. Prior to the passage of Proposition 8, I stated to my congregation that the Bible supports
7 marriage between one man and one woman, and that the members of my congregation should vote
8 accordingly.

9 5. Prior to the passage of Proposition 8, an unknown person placed a "Yes on 8" yard sign on the
10 church property, which remained standing on the property until sometime on November **X**, 2008 or
11 November **X**, 2008.

12 6. Sometime between 10:00 p.m. on November **X**, 2008 and 8:00 a.m. on November **X**, 2008, the
13 "Yes on 8" yard sign that had been placed on the church property and a heavy object, such as a rock,
14 were used to break a large window of our church building. Pictures of the broken window and the "Yes
15 on 8" sign are attached as Exhibit A. These pictures are a true and accurate representation of the broken
16 window and "Yes on 8" sign as I discovered them on November **X**, 2008.

17 7. Our denominational newspaper of the Lutheran Church, Missouri Synod, published a story
18 about the incident, which is attached as Exhibit B. This account of the events is a true and accurate
19 representation of the events that occurred.

20 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND
21 CORRECT.

22 Executed on: **REDACTE**

Signature Redacte
REDACTE

23
24
25
26
27
28

Decl. of **REDACTE** in Support of Plaintiffs' Motion for Preliminary Injunction

Exhibit A



Exhibit 12, Page 84



Exhibit 12, Page 85



Exhibit 12, Page 86

Case 2:09-cv-00058-MCE-DAD Document 45-2 Filed 01/15/2009 Page 5 of 5



Exhibit 12, Page 87

Exhibit B



Vandals hit LCMS church

While the marriage amendment passed in California with 52 percent approval, those opposing it made their views known even before the votes were counted.

A window was broken at REDACTED Lutheran Church, REDACTED, Calif., sometime between 10 p.m. on the eve of the election and 8 a.m. on REDACTED.



Michael Hayes

An office window at REDACTED Lutheran Church, REDACTED Calif., was broken by vandals who threw a "Yes on 8" sign and another object at the window either right before — or on — REDACTED

Rev. REDACTED, pastor at REDACTED, told *Reporter* that someone used a "Yes on 8" sign along with another object to break an office window. The sign had been on a street corner near the church.

"Ironically, these signs were all over the city of REDACTED and the perpetrator would not have known whether we put the sign on the corner or someone else," Hayes wrote in an e-mail.

REDACTED President REDACTED found it "disturbing" to see the public protests following the passage of Proposition 8. "Our electoral process allows the citizens to speak and then expects acceptance of the vote of the people," REDACTED said. "I am especially disturbed that one of the churches in the REDACTED was the victim of vandalism that may be related to the election."

The American Civil Liberties Union, Lambda Legal, and the National Center for Lesbian Rights have asked the California Supreme Court to invalidate Proposition 8. According to the Associated Press, gay-rights groups said they may ask California voters to overturn the ban on same-sex marriage if these legal challenges are unsuccessful.

Organized protests against the passage of the amendments were held in cities in many states over the Nov. 15-16 weekend, including Florida, where the amendment received 62 percent approval, and Arizona, where 55 percent of voters gave approval.

Posted Nov. XX, 2008

[Return to Top](#)

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